

118TH CONGRESS
1ST SESSION

H. R. 6126

Making emergency supplemental appropriations to respond to the attacks in Israel for the fiscal year ending September 30, 2024, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 1, 2023

Ms. GRANGER (for herself, Mr. CALVERT, Mr. DIAZ-BALART, Mr. SCALISE, Mr. EMMER, Ms. STEFANIK, Ms. TENNEY, Mr. RESCHENTHALER, Mr. CISCOMANI, Mr. ROUZER, Mr. MOOLENAAR, Mr. LANGWORTHY, Mr. OGLES, Ms. VAN DUYNE, Mr. KEAN of New Jersey, Mr. GOODEN of Texas, Mr. LAMBORN, Mr. MCCLINTOCK, Mr. BURGESS, Mr. ADERHOLT, Mr. CARTER of Texas, Mr. SESSIONS, Mr. JACKSON of Texas, Mr. ELLZEY, Mr. MIKE GARCIA of California, Mr. WOMACK, Mr. NEWHOUSE, Mr. JOYCE of Ohio, Ms. DE LA CRUZ, Mr. MORAN, Mr. SCOTT FRANKLIN of Florida, Mr. HUDSON, Mr. CARL, Mr. DONALDS, Mr. LATURNER, Ms. LETLOW, Mrs. MILLER-MEEKS, Mr. CLYDE, Mrs. HOUCHIN, Mrs. HINSON, Mr. HARRIS, Mr. ISSA, Mr. JOHNSON of South Dakota, Mr. CRENSHAW, Mr. D'ESPOSITO, Mr. HUNT, Mr. TONY GONZALES of Texas, Mr. AMODEI, Mr. FRY, Mr. WILSON of South Carolina, Mr. LAMALFA, Mrs. CAMMACK, Mr. ZINKE, Ms. SALAZAR, Mr. NUNN of Iowa, Mr. KUSTOFF, Mr. TIMMONS, Mr. FLEISCHMANN, Mr. THOMPSON of Pennsylvania, Mr. WILLIAMS of New York, Ms. MALLIOTAKIS, Mr. COLE, Mr. BURCHETT, Mr. YAKYM, Mr. SIMPSON, Mr. BUCHANAN, Mr. VAN DREW, Mr. WESTERMAN, Mr. AUSTIN SCOTT of Georgia, Mr. ALFORD, Mr. SMITH of Nebraska, Mr. FEENSTRA, Mr. ROGERS of Kentucky, Mr. VALADAO, Mr. SELF, Mr. MOONEY, Mr. GUEST, Mrs. CHAVEZ-DEREMÉR, Mr. BACON, Mr. FERGUSON, Mrs. RODGERS of Washington, Mr. BALDERSON, Mr. RUTHERFORD, Mrs. GONZÁLEZ-COLÓN, Mrs. STEEL, Mr. EDWARDS, Mr. WALTZ, Mr. BEAN of Florida, Mr. CAREY, Mr. GUTHRIE, Mrs. MCCLAIN, Mr. DUNN of Florida, Mr. ROSE, Mr. SMITH of New Jersey, Mr. GARBARINO, Mr. PENCE, Mr. FLOOD, Mr. LUTTRELL, Mr. WEBER of Texas, Mr. KELLY of Pennsylvania, and Mr. GREEN of Tennessee) introduced the following bill; which was referred to the Committee on Appropriations, and in addition to the Committees on the Budget, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

Making emergency supplemental appropriations to respond to the attacks in Israel for the fiscal year ending September 30, 2024, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 2024, and for other pur-
6 poses, namely:

TITLE I

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, DEFENSE-WIDE

(INCLUDING TRANSFER OF FUNDS)

12 For an additional amount for “Operation and Main-
13 tenance, Defense-Wide”, \$4,400,000,000, to remain avail-
14 able until September 30, 2025, to respond to the attacks
15 in Israel: *Provided*, That such amounts may be transferred
16 to accounts under the headings “Operation and Mainte-
17 nance” and “Procurement” for replacement of defense ar-
18 ticles from the stocks of the Department of Defense, and
19 for reimbursement for defense services of the Department
20 of Defense and military education and training, provided
21 to Israel or identified and notified to Congress for provi-

1 sion to Israel: *Provided further*, That funds transferred
2 pursuant to the previous proviso shall be merged with and
3 available for the same purposes and for the same time pe-
4 riod as the appropriations to which the funds are trans-
5 ferred: *Provided further*, That the Secretary of Defense
6 shall notify the congressional defense committees of the
7 details of such transfers not less than 15 days before any
8 such transfer: *Provided further*, That upon a determina-
9 tion that all or part of the funds transferred from this
10 appropriation are not necessary for the purposes provided
11 under this heading, such amounts may be transferred back
12 and merged with this appropriation: *Provided further*,
13 That any transfer authority provided under this heading
14 is in addition to any other transfer authority provided by
15 law: *Provided further*, That such amount is designated by
16 the Congress as an emergency requirement pursuant to
17 section 251(b)(2)(A)(i) of the Balanced Budget and
18 Emergency Deficit Control Act of 1985, as amended.

19 PROCUREMENT

20 PROCUREMENT OF AMMUNITION, ARMY

21 For an additional amount for “Procurement of Am-
22 munition, Army”, \$801,400,000, to remain available until
23 September 30, 2026, to respond to the attacks in Israel:
24 *Provided*, That such amount is designated by the Congress
25 as an emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency
2 Deficit Control Act of 1985, as amended.

3 WEAPONS PROCUREMENT, NAVY

4 For an additional amount for “Weapons Procure-
5 ment, Navy”, \$10,000,000, to remain available until Sep-
6 tember 30, 2026, to respond to the attacks in Israel: *Pro-*
7 *vided*, That such amount is designated by the Congress
8 as an emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985, as amended.

11 MISSILE PROCUREMENT, AIR FORCE

12 For an additional amount for “Missile Procurement,
13 Air Force”, \$38,600,000, to remain available until Sep-
14 tember 30, 2026, to respond to the attacks in Israel: *Pro-*
15 *vided*, That such amount is designated by the Congress
16 as an emergency requirement pursuant to section
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985, as amended.

19 PROCUREMENT, DEFENSE-WIDE

20 For an additional amount for “Procurement, De-
21 fense-Wide”, \$4,000,000,000, to remain available until
22 September 30, 2026, for the Secretary of Defense to pro-
23 vide to the Government of Israel for the procurement of
24 the Iron Dome and David’s Sling defense systems to
25 counter short-range rocket threats: *Provided*, That such

1 funds shall be transferred pursuant to an exchange of let-
2 ters and are in addition to funds provided pursuant to the
3 U.S.-Israel Iron Dome Procurement Agreement, as
4 amended: *Provided further*, That nothing under this head-
5 ing shall be construed to apply to amounts made available
6 in prior appropriations Acts for the procurement of the
7 Iron Dome and David’s Sling defense systems: *Provided*
8 *further*, That such amount is designated by the Congress
9 as an emergency requirement pursuant to section
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985, as amended.

12 RESEARCH, DEVELOPMENT, TEST AND
13 EVALUATION
14 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
15 DEFENSE-WIDE
16 (INCLUDING TRANSFERS OF FUNDS)

17 For an additional amount for “Research, Develop-
18 ment, Test and Evaluation, Defense-Wide”,
19 \$1,350,000,000, to remain available until September 30,
20 2025, to respond to the attacks in Israel, of which
21 \$1,200,000,000 shall be for the Secretary of Defense to
22 provide to the Government of Israel for the development
23 of the Iron Beam defense system to counter short-range
24 rocket threats: *Provided*, That such funds shall be trans-
25 ferred pursuant to an exchange of letters: *Provided fur-*

1 *ther*, That nothing in the preceding proviso shall be con-
2 strued to apply to amounts made available in prior appro-
3 priations Acts for the development of the Iron Beam de-
4 fense system: *Provided further*, That such amounts may
5 be transferred to “Procurement, Defense-Wide” for the
6 production of such system: *Provided further*, That the Sec-
7 retary of Defense shall notify the congressional defense
8 committees of the details of such transfers not less than
9 15 days before any such transfer: *Provided further*, That
10 upon a determination that all or part of the funds trans-
11 ferred from this appropriation are not necessary for the
12 purposes provided under this heading, such amounts may
13 be transferred back and merged with this appropriation:
14 *Provided further*, That any transfer authority provided
15 under this heading is in addition to any other transfer au-
16 thority provided by law: *Provided further*, That such
17 amount is designated by the Congress as an emergency
18 requirement pursuant to section 251(b)(2)(A)(i) of the
19 Balanced Budget and Emergency Deficit Control Act of
20 1985, as amended.

21 GENERAL PROVISIONS—THIS TITLE

22 SEC. 101. Section 12001 of the Department of De-
23 fense Appropriations Act, 2005 (Public Law 108–287), as
24 amended by Public Law 115–141, is amended as follows:

1 (1) In paragraph (2) of subsection (a), by strik-
2 ing “armor” and all that follows through the end of
3 the paragraph and inserting “defense articles that
4 are in the inventory of the Department of Defense
5 as of the date of transfer, are intended for use as
6 reserve stocks for Israel, and are located in a stock-
7 pile for Israel as of the date of transfer”;

8 (2) In subsection (b), by striking “at least
9 equal to the fair market value of the items trans-
10 ferred” and inserting “in an amount to be deter-
11 mined by the Secretary of Defense”; and

12 (3) In subsection (c), by striking “30” and in-
13 serting “15”, and by inserting “Appropriations,”
14 after “Committees on” in both places it occurs.

15 SEC. 102. During fiscal year 2024, section 514(b) of
16 the Foreign Assistance Act of 1961 (22 U.S.C. 2321h(b))
17 shall not apply to defense articles to be set aside, ear-
18 marked, reserved, or intended for use as reserve stocks
19 in stockpiles in the State of Israel.

20 SEC. 103. Not later than 30 days after the date of
21 enactment of this Act, and every 30 days thereafter
22 through fiscal year 2025, the Secretary of Defense, in co-
23 ordination with the Secretary of State, shall provide a
24 written report to the Committees on Appropriations,
25 Armed Services, and Foreign Affairs of the House of Rep-

1 representatives and the Committees on Appropriations,
2 Armed Services, and Foreign Relations of the Senate de-
3 scribing United States security assistance provided to
4 Israel since the October 7, 2023, terrorist attack on Israel,
5 including a comprehensive list of the defense articles and
6 services provided to Israel and the associated authority
7 and funding used to provide such articles and services:
8 *Provided*, That such report shall be submitted in unclassi-
9 fied form, but may be accompanied by a classified annex.

10 SEC. 104. Concurrent with any notification of assist-
11 ance made pursuant to section 506(b)(1) of the Foreign
12 Assistance Act of 1961 (22 U.S.C. 2318(b)(1)), the Sec-
13 retary of Defense shall submit a written notification to
14 the congressional defense committees that contains a de-
15 scription of the defense articles and defense services to
16 be furnished, including the quantity, approximate value,
17 and an estimate of the cost to replace such article or an
18 equivalent capability; and a timeline for the delivery of
19 such defense articles and defense services.

1 TITLE II
2 DEPARTMENT OF STATE AND RELATED
3 AGENCY
4 DEPARTMENT OF STATE
5 ADMINISTRATION OF FOREIGN AFFAIRS
6 DIPLOMATIC PROGRAMS

7 For an additional amount for “Diplomatic Pro-
8 grams”, \$150,000,000, to remain available until Sep-
9 tember 30, 2025, for responding to the attacks in Israel
10 and areas impacted by the attacks in Israel, including for
11 crisis response and relocation support for Mission Israel,
12 of which \$100,000,000 shall be available until expended
13 for Worldwide Security Protection to sustain requirements
14 for Mission Israel and other United States missions af-
15 fected by the attacks in Israel: *Provided*, That such
16 amount is designated by the Congress as an emergency
17 requirement pursuant to section 251(b)(2)(A)(i) of the
18 Balanced Budget and Emergency Deficit Control Act of
19 1985, as amended.

20 EMERGENCIES IN THE DIPLOMATIC AND CONSULAR
21 SERVICE

22 For an additional amount for “Emergencies in the
23 Diplomatic and Consular Service”, \$50,000,000, to re-
24 main available until September 30, 2025, for emergency
25 evacuation of United States Government personnel and

1 citizens in Israel and in countries in the region impacted
2 by the attacks in Israel: *Provided*, That such amount is
3 designated by the Congress as an emergency requirement
4 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
5 et and Emergency Deficit Control Act of 1985, as amend-
6 ed.

7 INTERNATIONAL SECURITY ASSISTANCE

8 FUNDS APPROPRIATED TO THE PRESIDENT

9 FOREIGN MILITARY FINANCING PROGRAM

10 For an additional amount for “Foreign Military Fi-
11 nancing Program”, \$3,500,000,000, to remain available
12 until September 30, 2025, to respond to the attacks in
13 Israel: *Provided*, That funds made available under this
14 heading in this Act and prior Acts making appropriations
15 for the Department of State, foreign operations, and re-
16 lated programs for fiscal year 2024, in addition to funds
17 otherwise available for such purposes, may be used by the
18 Department of State for necessary expenses for the gen-
19 eral costs of administering military assistance and sales,
20 including management and oversight of such programs
21 and activities: *Provided further*, That, to the extent that
22 the Government of Israel requests that funds be used for
23 such purposes, grants made available for Israel under this
24 heading shall, as agreed by the United States and Israel,
25 be available for advanced weapons systems, of which up

1 to \$3,500,000,000 may be available for the procurement
2 in Israel of defense articles and defense services: *Provided*
3 *further*, That any congressional notification requirement
4 applicable to funds made available under this heading for
5 Israel may be waived if a determination is made that ex-
6 traordinary circumstances exist that impact the national
7 security of the United States: *Provided further*, That such
8 amount is designated by the Congress as an emergency
9 requirement pursuant to section 251(b)(2)(A)(i) of the
10 Balanced Budget and Emergency Deficit Control Act of
11 1985, as amended.

12 GENERAL PROVISIONS—THIS TITLE

13 SEC. 201. (a) During fiscal year 2024, and subject
14 to subsection (b), section 506(a)(1) of the Foreign Assist-
15 ance Act of 1961 (22 U.S.C. 2318(a)(1)) shall be applied
16 by substituting “\$2,500,000,000” for “\$100,000,000”.

17 (b) Subsection (a) shall not take effect unless the
18 Secretary of State determines and reports to the appro-
19 priate congressional committees that the exercise of the
20 authority of such subsection is necessary to respond to the
21 situation in Israel.

22 SEC. 202. Not later than 30 days after the date of
23 enactment of this Act, the Secretary of State shall submit
24 to the Committees on Appropriations a report on the pro-
25 posed uses of funds appropriated by this title to respond

1 to the situation in Israel: *Provided*, That such report shall
2 be updated and submitted to such Committees every 60
3 days thereafter until September 30, 2025, and every 180
4 days thereafter until all funds have been expended, and
5 shall include information detailing how estimates and as-
6 sumptions contained in previous reports have changed, in-
7 cluding obligations and expenditures.

8 TITLE III

9 GENERAL PROVISIONS—THIS ACT

10 SEC. 301. Each amount appropriated or made avail-
11 able by this Act is in addition to amounts otherwise appro-
12 priated for the fiscal year involved.

13 SEC. 302. No part of any appropriation contained in
14 this Act shall remain available for obligation beyond the
15 current fiscal year unless expressly so provided herein.

16 SEC. 303. Unless otherwise provided for by this Act,
17 the additional amounts appropriated by this Act to appro-
18 priations accounts shall be available under the authorities
19 and conditions applicable to such appropriations accounts
20 for fiscal year 2024.

21 SEC. 304. Each amount designated in this Act by the
22 Congress as an emergency requirement pursuant to sec-
23 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
24 gency Deficit Control Act of 1985, as amended, shall be
25 available (or rescinded or transferred, if applicable) only

- 1 (1) for purposes of section 251 of such act;
 - 2 (2) for purposes of an allocation to the Com-
3 mittee on Appropriations pursuant to section 302(a)
4 of the Congressional Budget Act of 1974; and
 - 5 (3) for purposes of paragraph (4)(C) of section
6 3 of the Statutory Pay-As-You-Go Act of 2010 as
7 being included in an appropriation Act.
- 8 This Act may be cited as the “Israel Security Supple-
9 mental Appropriations Act, 2024”.

○